Report to the Twenty-Second Legislature Regular Session of 2004

REPORT ON OPERATIONS OF THE FILING OFFICE FOR FINANCING STATEMENTS UNDER THE UNIFORM COMMERCIAL CODE, SECURED TRANSACTIONS (REVISED ARTICLE 9)



Prepared by the

Department of Land and Natural Resources State of Hawaii

in response to §490:9-527, Hawaii Revised Statutes

November 2003

Fiscal Year 2002-2003 Report on Operations of the Filing Office For Financing Statements Under the Uniform Commercial Code, Secured Transactions (Revised Article 9)

INTRODUCTION

This report is prepared in compliance with §490:9-527, Hawaii Revised Statutes, on the operations of the Filing Office under the Uniform Commercial Code, Secured Transactions (Revised Article 9). The Bureau of Conveyances of the Department of Land and Natural Resources has been designated as the State of Hawaii's Filing Office for the purposes of the Revised Article 9.

STATUS

The Bureau of Conveyances has been accepting for filing Uniform Commercial Code instruments pursuant to provisions of the Revised Article 9 effective July 1, 2001. During this period, the Bureau has reviewed drafts of Model Rules promulgated by the International Association of Corporate Administrators and other jurisdictions to help in the development of a new set of rules covering the Revised Article 9 of the Uniform Commercial Code.

A draft of the Filing Office's rules has been completed and is in harmony with the provisions of the Revised Article 9, the most recent version of the Model Rules promulgated by the International Association of Corporate Administrators, and that of other jurisdictions. Public hearings to promulgate these new rules are expected to be completed by March 2004.